

Docket No. 2455-4376US2

IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE

**Declaration and Power of Attorney**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **SYSTEM AND METHOD FOR SELECTING A TRANSMISSION CHANNEL IN A WIRELESS COMMUNICATION SYSTEM THAT INCLUDES AN ADAPTIVE ARRAY**, the specification of which  is attached hereto  was filed on \_\_\_\_\_ as application Serial No. \_\_\_\_\_.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by an amendment, if any, specifically referred to in this oath or declaration.

I acknowledge the duty to disclose all information known to me which is material to patentability as defined in Title 37, Code of Federal Regulations, 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, 119 of any foreign application(s) for patent or inventors' certificate listed below and have also identified below any foreign application for patent or inventors' certificate having a filing date before that of the application on which priority is claimed:

I hereby claim the benefit under Title 35, United States Code, 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, 112, I acknowledge the duty to disclose all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

09/480,676 filed January 11, 2000

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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I hereby appoint the following attorney(s) with full power of substitution and revocation, to prosecute said application, to make alterations and amendments therein, to receive the patent, and to transact all business in the Patent and Trademark Office connected therewith:

Samuel H. Dworetzky (Reg. No. 27873)  
Thomas A. Restaino (Reg. No. 33444)  
Michele L. Conover (Reg. No. 34962)  
Benjamin S. Lee (Reg. No. 42787)  
Robert B. Levy (Reg. No. 28234)  
Alfred G. Steinmetz (Reg. No. 22971)  
Cedric G. DeLaCruz (Reg. No. 36498)  
Rohini K. Garg (Reg. No. 45272)  
Susan E. McGahan (Reg. No. 35948)  
Thomas M. Isaacson (Reg. No. 44166)  
Gary H. Monka (Reg. No. 35290)  
Jeffrey M. Navon (Reg. No. 32711)  
Robert T. Canavan (Reg. No. 37592)  
Gregory J. Gorrie (Reg. No. 36530)  
Christine Szwerc (Reg. No. 43177)

I also appoint Christopher A. Hughes (Reg. No. 36,914), John E. Hoel (Reg. No. 26,279), Joseph C. Redmond (Reg. No. 18,753) and Kenneth P. Waszkiewicz of Morgan & Finnegan, LLP as associate attorneys, with full power to prosecute said application, to make alterations and amendments therein, and to transact all business in the U.S. Patent and Trademark Office connected therewith.

Please address all correspondence to Morgan & Finnegan, L.L.P., 345 Park Avenue, New York, NY 10154-0053. Telephone calls should be directed to Kenneth P. Waszkiewciz by dialing 202-857-7887.

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Full name of sole inventor (or first joint inventor): Jack H. Winters

Inventor's signature Jack H. Winters Date 1/29/01

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Inventor's signature Justin C. Chuang Date 1/29/2001

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Full name third joint inventor: Nelson R. Sollenberger

Inventor's signature Nelson R. Sollenberger Date 1/30/2001

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Full name of fourth joint inventor:

Inventor's signature \_\_\_\_\_ Date \_\_\_\_\_

Residence:

Citizenship:

Post Office Address:

Full name of fifth joint inventor:

Inventor's signature \_\_\_\_\_ Date \_\_\_\_\_

Residence:

Citizenship:

Post Office Address: